

Kenneth N. Frucht, Esq.
Frederick J. Geonetta, Esq.
GEONETTA & FRUCHT, LLP
100 Montgomery Street, Suite 1600
San Francisco, CA 94104
Attorneys for Plaintiff
Telephone: (415) 433.4589
Facsimile: (415) 392.7973

Attorneys for Plaintiff
DAVID REY

Steven R. Blackburn, State Bar No. 154797
Matthew A. Goodin, State Bar No. 169674
Lauren M. Cooper, State Bar No. 254580
EPSTEIN BECKER & GREEN, P.C.
One California Street, 26th Floor
San Francisco, California 94111-5427
Telephone: 415.398.3500
Facsimile: 415.398.0955
sblackburn@ebglaw.com
mgoodin@ebglaw.com
bbrown@ebglaw.com

Attorneys for Defendants,
C&H SUGAR COMPANY, INC. and
AMERICAN SUGAR REFINING, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DAVID REY,

Plaintiff,

v.

C&H SUGAR COMPANY, INC., a Delaware
Corporation, AMERICAN SUGAR
REFINING, INC., a Delaware Corporation,
and DOES 1-100, inclusive,

Defendant.

CASE NO. CV 10-01970 SI

STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE PRE-TRIAL
CONFERENCE

The parties hereby stipulate and agree as follows:

WHEREAS; at the hearing on Defendants' motion for summary judgment on October 5,

1 2012, the Court continued the trial date in this matter to January 22, 2013, the same date as the
2 trial date currently set in the matter of *Leatherbury v. C&H Sugar, et al.*, C-10-01969 SI, and
3 informed the parties that they should choose which of the two cases would go to trial on January
4 22, 2013;

5 WHEREAS; the parties have jointly agreed that the *Rey* matter should proceed to trial
6 on January 22, 2012;

7 WHEREAS; the parties are awaiting a ruling on Defendants' summary judgment motion
8 in this matter, and wish as much as possible to avoid unnecessary trial preparation in the event
9 Defendants' motion for summary judgment is granted;

10 WHEREAS; the parties do not at this time wish to continue the trial date of January 22,
11 2013;

12 THE PARTIES HEREBY AGREE AND REQUEST a continuance of the Pretrial
13 Conference and related dates as follows:

- 14 • Joint Pretrial Conference Statement due: December 18, 2012;
- 15 • Pretrial Conference date: January 1, 2013;

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1 DATED: November 26, 2012

GEONETTA & FRUCHT, LLP

2 By: /s/ Kenneth N. Frucht
3 Kenneth N. Frucht, Esq.
4 Frederick J. Geonetta, Esq.
5 Attorneys for Plaintiffs
DAVID REY

6 DATED: November 26, 2012

EPSTEIN BECKER & GREEN, P.C.

7 By: /s/ Matthew A. Goodin
8 Steven R. Blackburn
Matthew A. Goodin

9 Attorneys for Defendants,
10 C&H SUGAR COMPANY, INC. and
AMERICAN SUGAR REFINING, INC.

11 **[PROPOSED] ORDER**

12 IT IS HEREBY ORDERED that the pre-trial dates are continued as follows:

- 13
- 14 • Joint Pretrial Conference Statement due: December 18, 2012;
 - 15 • Pretrial Conference date: ~~January 7, 2013 at 3:30 p.m.~~ January 15, 2013 at 3:30 p.m.
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17 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**

18 Date: 11/27/12

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JUDGE OF THE DISTRICT COURT